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**EXHIBIT A**

**ORDER ON EMERGENCY MOTION FOR MODIFICATION OF ORDER  
APPOINTING RECEIVER TO ALLOW FOR INVOLUNTARY BANKRUPTCY  
PETITION FOR BE FILED AGAINST USAIP**

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*Attorneys for Creditors and Interested Parties USA Capital Diversified Trust Deed Fund  
LLC and the USACM Liquidating Trust*

**UNITED STATES DISTRICT COURT**  
**CENTRAL DISTRICT OF CALIFORNIA – EASTERN DIVISION**

Robert A. Russell, an individual,  
Placer County Land Investors, LLC,  
a California limited liability company,  
and SVRB Investments, LLC, an  
Arizona limited liability company

Plaintiff,

v.

USA Investment Partners, LLC, a  
Nevada limited liability company,  
Defendant.

Case No. EDCV07-0343 SGL (JCRx)

**~~Disposed~~ Order on Emergency  
Motion For Modification of Order  
Appointing Receiver to Allow For  
Involuntary Bankruptcy Petition  
to be Filed Against USAIP**

Hearing Date: April 4, 2007  
Hearing Time: 1:30 p.m.

Courtroom #1

The Court has considered the Emergency Motion For Modification of Order Appointing Receiver to Allow For Involuntary Bankruptcy Petition to be Filed Against USAIP ("Motion") of USA Capital Diversified Trust Deed Fund, LLC ("Diversified") and the USACM Liquidating Trust (together with Diversified, "Movants") and, good cause appearing, IT IS HEREBY

**ORIGINAL**

1 ORDERED:

2 This Court's "Order Appointing Temporary Receiver, Temporary Restraining Order and Other  
3 Equitable Relief, And Order to Show Cause Why Preliminary Injunction Should Not Issue  
4 And Why Permanent Receiver Should Not Be Appointed", entered on the Court's docket on  
5 March 28, 2007 (the "Receiver Order"), is hereby modified to the extent necessary to confirm  
6 the following:  
7

- 8 a. The Receiver Order shall not prohibit Movants or any other entity from  
9 commencing and prosecuting an involuntary bankruptcy petition against defendant  
10 USA Investment Partners, LLC ("USAIP") or any entities directly or indirectly  
11 owned or controlled by USAIP;  
12  
13 b. The Receiver Order shall not prohibit the commencement or continuation of any  
14 adversary proceedings or other litigation against or involving USAIP or any  
15 entities directly or indirectly owned or controlled by USAIP in the United States  
16 Bankruptcy Court for the District of Nevada;  
17  
18 c. The Receiver Order shall not prohibit Movants or any other entity from seeking  
19 the appointment of an interim bankruptcy trustee or a permanent bankruptcy  
20 trustee for USAIP or any entities directly or indirectly owned or controlled by  
21 USAIP;  
22  
23 d. The Receiver Order shall not prohibit any such bankruptcy trustee from taking  
24 possession, custody and control of the business and financial affairs of USAIP and  
25 of the assets of USAIP and any entities directly or indirectly owned or controlled  
26 by USAIP;  
27  
28

e. The Receiver Order shall not prohibit the United States Bankruptcy Court for the District of Nevada from considering and ruling upon any and all of the above matters.

Ordered this 4<sup>th</sup> day of April 2007.

UNITED STATES DISTRICT COURT

By:   
Stephen G. Larson  
UNITED STATES DISTRICT COURT Judge  
UNITED STATES DISTRICT JUDGE

Presented by:

LEWIS AND ROCA LLP AND  
ORRICK, HERRINGTON & SUTCLIFFE LLP

By:   
Jeffery D. Hermann